

**CRIMINAL DOCKET  
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
<b>THE UNITED STATES</b>  <b>vs.</b> 1. <u>John D. TOPPING, JR.</u> (Bond) 2. <u>Jule Gunter JOHNSON, II</u> (Bond) and 3. <u>Edward Ray FLORENCE, JR.</u> (Bond)  <b>Defendants.</b>	<b>For U. S.:</b> Ben F. Baker  <b>FOR DEFENDANTS:</b> Robert G. Brown (Ret.-Topping) 500 W. 7th <del>124 S. Ramona</del> Tulsa 74119 (582-5141) <del>Wok Deft. Johnson</del> James Goodpaster 324 S. Main (Appt-Johnson) Tulsa 74103 (585-5641)  Pat Williams (Ret-Florence) Fourth Natl. Bldg. Tulsa 74119 (583-1338)
Topping 3840 E. Tuxedo Blvd. Bartlesville 74003 or- Route 1, Box 120 Ramona 74061	Johnson 1025 Macklyn Ln. Bartlesville 333-5585
Florence 715 S. Choctaw Bartlesville 336-4342	

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed <b>5-1-74.</b>	Clerk	6-28-74	R.G. Brown	5 00	5 00
J.S. 3 mailed <b>7-1-74 (3)</b>	Marshal	7-8-74	C/D #1		
<b>Topping &amp; JOHNSON - suppl. 8-1-74 - 12-1-74</b>	Docket fee				
Violation Possession of drugs w/intent to distribute					
Title 21					
Sec. 841					
(4 Cts.: \$25,000 &/or 15 yrs.)					

DATE	PROCEEDINGS
4-3-74	Indictment, filed in open court. rm
4-3-74	Record vote of grand jury, filed in open court. rm
4-3-74	Appearance Bond of Deft. <u>Topping</u> in the amount of \$7,500.00, 10% cash, filed. (MLB-Mag)rm
4-3-74	Order Specifying methods & conditions of release (Topping), fld.(MLB-Ma
4-3-74	Appearance bond of Deft. <u>Florence</u> , in the amount of \$5,000, 10% cash, filed. (MLB-Mag)rm
4-3-74	Order specifying methods & cond. of release (Florence), filed. (MLB-Mag
4-4-74	Magistrate papers added to file. v
4-5-74	MO: Case set for <u>arraignment 4-16-74</u> at 10:00 A.M. (AEB-J)jj
4-10-74	Appearance Bond of Deft. <u>Johnson</u> in the amount of \$5,000, 10% cash, filed. (MLB-Mag)v
4-10-74	Order specifying methods & conditions of release (Johnson),fld. (MLB-Ma
4-16-74	Warrant for arrest of Jule Gunter Johnson II, ret. & filed; deft. arrested 4-4-74. g

DATE	PROCEEDINGS
4-16-74	Case called for arraignment and plea. Defts. each present and represented; govt. represented. Reading of indictment waived; defts. each arraigned and each enter pleas of NOT GUILTY to each of the four (4) counts. Case set for jury trial as to each deft. on 5-13-74 at 9:30 a.m. and defts. are given 10 days to file motions. Defts. allowed to remain on present bonds. (AEB-J).s
4-17-74	MO: Ordered by the Court that this case is set for Jury Trial on Monday, May 13, 1974, at 9:30 A.M. (AEB-J) ds
4-25-74	MO: Ordered by the Court that this case is transferred to Judge Fred Daugherty for hearing of all pre-trial motions and for jury trial. (AEB-J)rm
4-26-74	Motion to discover and inspect (Topping), filed. rm
4-26-74	Motion to suppress (Topping), filed. rm
4-26-74	Motion to disclose witnesses for the govt. who will appear at time of trial (Topping), filed. rm
4-26-74	Motion for production of evidence favorable to accused (Topping), filed. rm
4-26-74	Motion for production of evidence favorable to accused (Florence), filed. rm
4-26-74	Motion to suppress (Florence), filed. rm
4-26-74	Motion to disclose witnesses for govt. who will appear at time of trial (Florence), filed. rm
4-26-74	Motion to discover and inspect (Florence), filed. rm
4-26-74	Motion to quash search warrant & suppress evidence (Johnson), filed. rm
4-26-74	Motion to inspect grand jury minutes (Johnson), filed. rm (w/affidavit in support thereof attached)
4-26-74	Motion to sever (Johnson), filed. rm
4-26-74	Motion to dismiss indictment (Johnson), filed. rm
4-26-74	Motion to request U. S. Attorney to disclose information to def. (Johnson), filed. rm
4-30-74	Response of USA to motions of def. Topping, filed. rm
4-30-74	Response of USA to motions of def. Johnson, filed. rm
4-30-74	Response of USA to motions of def. Florence, filed. rm
5-1-74	MO: Case set for hearing on motions to suppress of all defs. for Thursday, May 9, 1974 at 4 p.m. (FD-J)rm
5-2-74	Response to defendant Johnson's motion to inspect Grand Jury minutes, filed. ds
5-6-74	Order, filed, setting 5/8/74 at 10 a.m., in office of U.S. Atty, Tulsa, as time and place for def. Topping to inspect and examine certain items, and otherwise denying mo/discover and inspect. (FD-J)rm - copies mailed
5-6-74	Order, filed, denying mo/prod. of evid. favorable to def. Topping. (FD-J)rm c.m.
5-6-74	Order, filed, denying mo/disclose witnesses for govt. of def. Topping. (FD-J)rm c.m.
5-6-74	Order, filed, setting 5/8/74 at 10 a.m. in office of U.S. Atty. as time and place for def. Johnson to inspect certain items, otherwise denying mo/disclose and inspect. (FD-J)rm - copies mailed
5-6-74	Order, filed, denying mo/severance of def. Johnson. (FD-J)rm - copies mailed
5-6-74	Order, filed, denying mo/inspect grand jury minutes of def. Johnson. (FD-J)rm (cm)
5-6-74	Order, filed, denying mo/dismiss indictment of def. Johnson. (FD-J)rm - copies md. (contd.)

D. C. 109A  
CRIMINAL DOCKET

Sheet No. 2, Page 3

DATE	PROCEEDINGS
5-6-74	Order, filed, setting 5/8/74 at 10 a.m. as time and place, in U. S. Atty. Office, Tulsa, for def. Florence to inspect certain items, otherwise mo/discover and inspect is denied. (FD-J)rm - copies mailed'
5-6-74	Order, filed, denying mo/disclose witnesses for govt. of def. Florence.(FD-J)
5-6-74	Order, filed, denying mo/production of evid. favorable to def.Florence.(FD-J)
5-9-74	MO: It is ordered by the Court that this case is stricken from motion docket of 5/9/74 to be reset for hrg. on 5/13/74 at 5 p.m.(FD-J)rm
5-13-74	Case called for hrg. on mos/suppress of all defs. All parties present and rep. by counsel of record. Testimony given, witnesses sworn and exhibits admitted. Oral argument by all parties given. Mos/suppress overruled.(FD-J)rm
5-14-74	Jury trial held 5/13/74 and 5/14/74. Case called for jury trial. All parties present & rep. by counsel of record. Rule invoked. Jury empaneled & sworn. Witnesses sworn and testify; exhibits admitted. Defs. mo/judg. of acquittal overruled. Parties rest (4:45 p.m. 5/13/74). On 5/14/74 at 8:30 a.m., Ct. resumes w/hrg. on defs. mos/judg. of acquittal. Oral argument by all parties. Motions overruled. 9:40 a.m., 5/14/74, trial commences w/closing arguments. Ct. instructs jury; bailiff sworn and jury retires to deliberate at 11:20 a.m. At 3 p.m 5/14/74, jury returns w/verdict, is polled & discharged. All defs. found guilty as to each ct., per indictment. Verdicts read and filed in open Ct. Each def. referred to Probation Office for pre-sentence report. Appearance bond in amt. of \$10,000 (cash only) set for def. Topping; \$5000 (cash only) for def. Johnson and \$5000 (cash only) for def. Florence. Defts. remanded to USM to await sentencing.(FD-J)rm
5-14-74	Def.'s Req. Instruction No. 1, filed in open ct. rm
5-14-74	Def.'s Req. Instruction No. 2, filed in open ct. rm
5-14-74	Unused Verdicts, filed in open Ct. rm
5-14-74	Verdict, as to Def. Topping, filed in open court. rm
5-14-74	Verdict, as to Def. Johnson, filed in open court. rm
5-14-74	Verdict, as to Def. Florence, filed in open court. rm
5-14-74	Trial exhibits, filed. rm <i>sent to 201 - Judge Daugherty on 5/16/74</i>
6-3-74	Letter from Patrick A. Williams re Edward Florence, Jr. et al, stating he has undergone surgery for back trouble and will be unable to appear for sentencing until released by his doctor, or about a month and a half. Mr. Williams in his letter to Judge Daugherty advised that he would like to be present at the sentencing of the defendants, but for the above reasons would not be able to appear until later. ds
6-3-74	Letter from Judge Daugherty to Mr. Williams, acknowledging the above letter, and stating he had no immediate plans for a trip to Tulsa, but if sentencing is set before Mr. Williams is able to resume work, Judge Daugherty suggested some associate should be informed as to the case and appear in Mr. Williams stead. ds
6-4-74	Application for refund of bond money posted for deft. Edward Ray Florence, filed. g
6-4-74	Order, filed, that the \$500 cash bond posted on behalf of Edward Ray Florence be disbursed to parents of said defendant. (AEB-J)g

DATE	PROCEEDINGS
6-11-74	MO: This case is set for sentencing for 9 a.m., Wed., 6/19/74.(FD-J)rm
6-18-74	Authorization filed by deft. John Topping that J. Peter Messler may represent Topping for sentencing on 6-19-74. v
6-18-74	Authorization filed by deft. Edward Ray Florence that Jim Fransein may represent Florence for sentencing 6-19-74. v
6-19-74	Case called for sentencing as to all defs. Govt. rep. by Ben Baker; def. TOPPING rep. by J. Peter Messler for Bob Brown; def. JOHNSON rep. by James Goodpaster, ct-appt.; def. FLORENCE rep. by James Fransein for Pat Williams. Defs. all present in person. Defs. and each counsel asked if they have anything to say before sentence is passed, and nothing to the contrary:
	JUDGMENT AND SENTENCE - <u>JOHN D. TOPPING, JR.</u>
	Attorney General -
	Count 1 - 5 years
	Count 2 - 5 years
	Count 3 - 5 years
	Count 4 - 10 years, with the sentence imposed
	in Counts 1, 2 and 3 to run concurrent with sentence imposed in Ct. 4.
	JUDGMENT AND SENTENCE - <u>JULE GUNTER JOHNSON II</u>
	Attorney General -
	Count 1 - 5 years
	Count 2 - 5 years
	Count 3 - 5 years
	Count 4 - 10 years, with sentence imposed in
	Courts 1, 2 and 3 to run concurrent with sentence imposed in Ct. 4.
	JUDGMENT AND SENTENCE - <u>EDWARD RAY FLORENCE, JR.</u>
	Attorney General - for treatment and supervision
	until discharged by the Youth Correction Act as provided by T. 18,
	U.S.C., Sec. 5010(b), as to Cts. 1, 2, 3 and 4.
	All defs. advised of right to appeal and given 10 days to file written notice of appeal. Each def. gives oral notice of appeal and clerk directed to spread oral notice of record. Each def. to stand on present bond.(FD-J)rm
	Defs. remanded to U.S. Marshal
	2 c.c. of J&Cs to USM. rm def. Topping
	6-19-74 Request for Transcript of Record of Appeal/ filed.jj
	6-21-74 Motion of def. Johnson for leave to appeal in f.p., w/affidavit of def. attached. rm
	6-21-74 Notice of appeal of def. JOHNSON, filed. rm
	6-21-74 Appl. of def. Johnson for appt. of counsel for appeal, and for transcript of proceedings at govt. exp., filed. rm
	6-24-74 Order, as part of appl., granting def. Johnson leave to appeal f.p.(FD-J)rm (copies to counsel & Lee Cook)
	6-24-74 Order to disburse bond money, filed, directing Clerk to disburse \$500.00 to Gunter Johnson. (AEB-J)hm (copies mailed)
	6-28-74 Application of deft. Topping for reduction of bail, filed. hm

(cont)

D. C. 109A  
CRIMINAL DOCKET

SHEET NO. 3, PAGE NO. 5

DATE	PROCEEDINGS
6-28-74	Brief in support of deft's application for reduction of bail, filed.hm
6-28-74	Notice of appeal of deft. Topping, filed. hm
7-3-74	Waiver of Right to Appeal Conviction of deft. Florence, filed. lm
7-15-74	Order, filed, that order heretofore entered fixing a \$10,000.00 cash bond as to deft. Topping is now vacated & the deft. Topping is ordered detained without bail under provisions of T.18, USC Sec. 3148. (FD-J)hm (copies mailed & two c/c to U.S. Marshal)
7-15-74	Application by Def/ <sup>Johnson</sup> for Reduction of Bail, filed.k
7-15-74	Brief in support of application of Def./ <sup>Johnson</sup> for reduction of Bail, filed.k
7-16-74	J&C, ret. & filed: deft. JULE GUNTER JOHNSON II delivered to Federal Pen., Leavenworth, Ks. on 7-5-74. g
7-22-74	Order, filed, denying def. Johnson's appl. for reduction of bond.(FD-J)rm
7-24-74	J&C, ret. & filed: deft. John D. Topping, Jr. delivered to Fed. Youth Center, Englewood, Colorado 7-18-74. g
7-24-74	J&C, ret. & filed: deft. Edward Ray Florence, Jr. delivered to Federal Youth Center, Englewood, Colorado 7-20-74. g
7-30-74	Ltrs., between FD and Florence, re req. for Ct. to recommend to Parole Bd., filed. rm
7-31-74	Order, filed, denying def. Topping's request for transcript at govt. expense. (FD-J)rm - copies mailed
7-31-74	Order, filed and entered, that def. <u>Topping</u> is hereby sentenced to special parole terms of two (2) years on each of Cts. 1, 2 & 3 of indictment herein in addition to this Ct.'s Judgment and Sentence of 6/19/74; and is further sentenced to special parole term of three (3) years on Ct. 4 of the Indictment herein in addition to this Ct.'s Judgment and Sentence of 6/19/74.
	Further ordered that def. <u>Johnson</u> is hereby sentenced to special parole terms of two (2) yrs. on each of Ct. 1, 2 & 3 of the Indictment herein in addition to this Ct. Judgment and Sentence of 6/19/74; and is further sentenced to a special parole term of three (3) years on Ct. 4 of the Indictment herein in addition to this Ct. Judgment and Sentence of 6/19/74.(FD-J)rm (2 c.c. copies to USM and Probation Office; copies to counsel and defs.)
7-31-74	Appl. of def. Topping for ext. of time to lodge appeal, filed. rm
8-2-74	Order, filed granting Deft. John D. Topping, Jr. 15 days from & after the 7th day of August, 1974 for preparation & filing for the record on appeal. (FD-J)k copies mailed.k
8-6-74	Application of deft. Johnson,II to Lodge Appeal, filed.jj
8-8-74	Order, filed, that time for filing & docketing reporter's transcript and record on appeal be extended for 30 days to 9/7/74. (FD-J)rm - copies md.
8-8-74	Order, filed, denying def. Topping's req. for reduction of sentence in view of fact that case is on appeal & def. has 120 days after mandate from USCA to file req. for reduction. (FD-J)rm - copies mailed

DATE	PROCEEDINGS
8-12-74	Order, filed, extending time to file record on appeal for def. Johnson to 8/12/74. (FD-J)rm - copies mailed
8-12-74	Return on Order, filed. Executed on 8-8-74 by mailing copy of order to FYC, Englewood, Colo. & USP, Leavenworth, Kansas. v
8-15-74	Order disbursing cash bond of \$750 to Robt. Brown, atty for def. Topping, filed. (AEB-J)rm
8-22-74	Designation of record on appeal, re John D. Topping, Jr., filed. lm
8-22-74	Affidavit of deft. John D. Topping, Jr. in Support of Motion on Appeal in Forma Pauperis, filed. lm
8-22-74	Designation of record on appeal, def. Johnson, filed. rm
8-28-74	Order granting def. leave to appeal as pauper, filed. (FD-J)rm - copies to counsel & Ct. reporters.
9-4-74	MO: Ordered by the Court that the Clerk of the Ct. is granted an extension of time to 9/27/74 in which to transmit record on appeal. (FD-J)rm-ltr.written
9-5-74	Reporter's transcript of sentencing, June 9, 1974 at Tulsa, OK, filed. Tim Holmes, C.S.R. k
9-6-74	Reporter's transcript of trial proceedings had on 5/13 and 5/14/74, filed. rm (R. Lee Cook, C.S.R.)
9-9-74	Appeal record (3 vols), orig. + 3 cpies, sent to USCA. g
10-30-74	Petition of USA for writ of h.c. ad prosequendum, re Topping, for resentencing on 11/12/74 at 12:00 noon, filed. rm
10-30-74	Petition of USA for writ of h.c. ad prosequendum, re Johnson, for resentencing on 11/12/74 at 12:00 noon, filed. rm
11-1-74	Order, filed, granting writ of h.c. ad pros. (FD-J)rm (re Topping)
11-1-74	Order, filed, granting writ of h.c. ad pros (FD-J)rm (re Johnson)
11-1-74	Writs issued (re Topping and Johnson) rm
11-12-74	Case called for resentencing as to defs. Topping & Johnson. Govt. rep. by Ben Baker; def. rep. by counsel of record. Defs. present in person. Ct. advises parties of error in regard to assessing special parole term. Defs. & counsel asked if they have anything to say before sentence imposed, and no cause to contrary, it was ordered by the Ct. that sentences imposed 6/19/74 are vacated, as amended by Order of 7/31/74, and Ct. resentences as follows:
<p data-bbox="396 1612 1244 1644">JUDGMENT AND SENTENCE - <u>JOHN D. TOPPING, JR.</u></p> <p data-bbox="524 1644 844 1675">Attorney General -</p> <p data-bbox="524 1675 990 1707">Count 1 - 5 years</p> <p data-bbox="524 1707 990 1738">Count 2 - 5 years</p> <p data-bbox="524 1738 990 1770">Count 3 - 5 years</p> <p data-bbox="524 1770 1663 1801">Count 4 - 10 years, with sentence imposed in Cts. 1,</p> <p data-bbox="524 1801 1699 1833">2 &amp; 3 to run concurrent w/sentence in Ct. 4. Further, that</p> <p data-bbox="524 1833 1699 1864">def. is sentenced to special parole term of 2 yrs. as to Cts.</p> <p data-bbox="524 1864 1663 1896">1, 2 &amp; 3, and special parole term of 3 yrs. as to Ct. 4, to</p> <p data-bbox="524 1896 1354 1927">commence at expiration of sentence imposed.</p>	

(CONTINUED)

DATE	PROCEEDINGS
11-12-74	(contd.) JUDGMENT AND SENTENCE - <u>JULE GUNTER JOHNSON II</u> Attorney General - Count 1 - 5 years Count 2 - 5 years Count 3 - 5 years Count 4 - 10 years, with sentence imposed in Cts. 1, 2 & 3 to run concurrent w/sentence imposed in Ct. 4 Further, that def. is sentenced to special parole term of 2 yrs. as to Cts. 1, 2 & 3, and special parole term of 3 yrs. as to Ct. 4, to commence at expiration of sentence imposed. Defs. given credit for all time served. Def. Topping objs. to sentence as excessive and req. transcript of resentencing for appeal- granted. Appeal record directed to be supplemented with this record. Appeal bond to remain as previously imposed. Defs. remanded to custody of U. S. Marshal. (FD-J)rm
11-12-74	2 c.c. of J&Cs to U. S. Marshal. rm
11-12-74	J&C, filed and entered. (FD-J)rm
12-4-74	Return on Writ of HC Ad Pros. filed. Executed by del. deft. on 11-23-74 to Englewood, Colorado.jj
12-9-74	J&C, returned & filed: deft. Jule Gunter Johnson II delivered to USMC, Springfield, Mo. on 11-30-74. g
1-7-75	Letter, filed, from def. Johnson requesting reduction of appeal bond, filed.
1-7-75	Order, filed, denying def. Johnson's req. for reduction of appeal bond.(FD-J) copies to counsel, prob. office & deft.
10-16-75	Mandates & Opinion of USCA, filed & spread of record, affirming judg- ment as to John D. Topping, Jr., and revering judgment as to Jule Gunter Johnson II, and remanding cause to NDO with directions to dismiss as to Johnson only. g
10-22-75	Order of dismissal as to deft. Jule Gunter Johnson, II, filed. (FD-J)g (2 cc cpies to U.S. Marshal; cpy to US Atty, & Johnson)
10-30-75	Order of dismissal as to deft. Johnson served by USM mailing certified copy to Warden, USP, Terre Haute, Ind. on 10-22-75. g
10-30	Appeal record (3 vols.) received from USCA.rm
11-24	Letter from Deft. Topping to Judge Daugherty requesting modification of his sentence, filed. v
11-24	Letter from Judge Daugherty to Deft. Topping denying modification, fld.(FD-J)
11-25-75	Order for transfer of evidence, filed, directing that all pltf's exhibits be delivered to DEA for disposition, specifically being Exhibits 1 thru 9. (FD-J)hm
10-18-78	Certificate setting aside conviction as to EDWARD RAY FLORENCE, filed. g (U. S. Parole Commission)

DATE	PROCEEDINGS

UNITED STATES MAGISTRATE  
NORTHERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

74-CR-45 ✓

BEFORE Morris L. Bradford

(Name of magistrate)

U. S. Court House, Tulsa, Oklahoma

(Address)

MAGISTRATE'S  
DOCKET No. 74 CASE No. 61M  
THE UNITED STATES  
vs.

JOHN D. TOPPING, JR., JULE

GUNTER JOHNSON, II,  
EDWARD RAY FLORENCE, JR.

Complaint filed on March 22, 19 74, by Ed Alcorn  
Official title Special Agent, D.E.A., charging violation of  
United States Code, Title 21, Section 841, on March 22  
19 74, at Bartlesville in the  
division of the Northern district of Oklahoma  
as follows: Possession of marijuana

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date March 22, 1974 Warrant/SUMMONS for John D. Topping, Jule Gunter Johnson, II and  
Edward Ray Florence, Jr. U. S. Marshal Service (Name of defendant)  
to (name and title of officer)

Substance of return Arrested each of the defendants at Bartlesville, Oklahoma on  
March 22, 1974

Date Warrant/Summons for

to (name and title of officer)

(Name of defendant)

Substance of return

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date March 22, 1974 Arrested by Ed Alcorn

on warrant of Morris L. Bradford  
(Name of issuing officer)

Appearances { for United States Ben F. Baker  
(Name)  
for accused None  
(Name)

~~without warrant~~  
Tulsa, Oklahoma  
(Address)

Proceedings taken Each defendant appeared before the undersigned U. S. Magistrate and

(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared")  
was advised of their right to counsel. Each defendant waived counsel for this

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived."  
hearing only. John D. Topping, Jr. and Jule Gunter Johnson, II advised they would

if that is the fact; any adjournments taken, etc.  
retain counsel. Paul D. Brunton was appointed to represent Edward Ray Florence, II.

Each defendant was advised of the charges filed against them, of their right to

bail and right to a preliminary hearing. Bail was set on each at \$10,000 cash or

surety. Preliminary hearing was set for April 4, 1974 at 9:30 A.M. after each  
was advised they were entitled to a preliminary hearing within 10 days and each  
having no objection, preliminary hearing was set for said date and hour.

Outcome Each defendant remanded to custody of U. S. Marshal in lieu of bond.

Bail fixed March 22, 19 74 Amount, \$ 10,000.00 Bonded , 19 , by cash  
deposited by (name) Address

transmitted to clerk of district court , 19 [or] by surety

(name) Address

(name) Address, who

justified by affidavit dated , 19 , [or] committed to

on , 19

SUBPOENAS FOR WITNESSES ISSUED:

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
 at request of (name of party) \_\_\_\_\_  
 Substance of return \_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
 at request of (name of party) \_\_\_\_\_  
 Substance of return \_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
 at request of (name of party) \_\_\_\_\_  
 Substance of return \_\_\_\_\_

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date \_\_\_\_\_ Appearances for \_\_\_\_\_

United States (Name) \_\_\_\_\_  
 (Address) \_\_\_\_\_  
 Accused (Name) \_\_\_\_\_  
 (Address) \_\_\_\_\_

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

\_\_\_\_\_, \_\_\_\_\_  
 \_\_\_\_\_, \_\_\_\_\_  
 \_\_\_\_\_, \_\_\_\_\_  
 \_\_\_\_\_, \_\_\_\_\_

Witness payroll containing \_\_\_\_\_ names certified to United States Marshal for payment \_\_\_\_\_, 19\_\_\_\_  
 Proceedings taken \_\_\_\_\_

MARCH 27, 1974: Edward Ray Florence, Jr. appeared in person and by retained counsel, Pat Williams. Upon oral motion of Pat Williams, bail was reduced to \$5,000 - 10% cash deposit. Upon execution of said bond, Edward Ray Florence, Jr. was released from custody.

MARCH 28, 1974: JOHN D. TOPPING, JR. appeared in person and bail was reduced to \$7500 - 10% cash deposit. Upon execution of bond, JOHN D. TOPPING JR. WAS released from custody.

MARCH 29, 1974: Jule Gunter Johnson, II appeared and upon execution of Financial Affidavit, James D. Goodpaster was appointed to represent him.

APRIL 4, 1974: Bail was reduced on Jule Gunter Johnson, II to \$5,000 - 10% cash. Complaint as to all defendants dismissed. Grand Jury returned indictments on all 3 on April 3, 1974.

Outcome

Bail fixed \_\_\_\_\_, 19\_\_\_\_ Amount, \$ \_\_\_\_\_ Bonded \_\_\_\_\_, 19\_\_\_\_, by cash deposited by (name) \_\_\_\_\_ Address \_\_\_\_\_  
 transmitted to clerk of district court \_\_\_\_\_, 19\_\_\_\_  
 [or] by surety (names) \_\_\_\_\_ Address \_\_\_\_\_  
 and \_\_\_\_\_ Address \_\_\_\_\_  
 who justified by affidavit \_\_\_\_\_, 19\_\_\_\_ Committed to \_\_\_\_\_  
 on \_\_\_\_\_, 19\_\_\_\_

Certified to be a correct transcript.

Made this 4th day of April \_\_\_\_\_, 19 74

Transmitted to Clerk of United States District Court for the \_\_\_\_\_ Northern district of \_\_\_\_\_ Oklahoma \_\_\_\_\_, April 4 \_\_\_\_\_, 1974

*Marion P. B...*  
 United States Magistrate.